

REMARKS

The office action of December 19, 2005 has been reviewed and the examiner's comments have been carefully considered.

Regarding the reference to U.S. Patent 4,840,186, this was cited in error. Although clearly considered by the examiner, it seems to make little sense to make this patent officially of record, but that is left to the examiner's discretion. The undersigned apologizes for the extraneous listing.

Regarding the claim objections and the rejections under 112, the claims have been amended to clarify the language.

The examiner has rejected all of the claims as being anticipated by or obvious over the teachings of U.S. Patent No. 4,840,532. The claims have been amended to clarify the distinctions between the present invention and the roll off hoist of the '532 patent. The key feature of the present invention, as set forth in the specification is a that the "cable and loadable extension frame cylinder assembly [is] coupled between said main hoist frame and said loadable extension frame and [is] configured for both (i) simultaneously extending said loadable extension frame and retracting said cable relative to said main hoist frame with said main hoist frame positioned at any angle relative to said vehicle frame, and (ii) simultaneously retracting said loadable extension frame and extending said cable relative to said main hoist frame with said main hoist frame positioned at any angle relative to said vehicle frame."

This construction is in contrast to the explicit teachings of the '532 patent. The '532 patent expressly operates the extension frame and the cable separately. The cable (50) includes cylinders 55 and 56 that move the sheaves 58 and 59 in the '532 patent which is distinct from the actuator 81 moving the extendable frame or carriage in the '532 patent. Further, the '532 patent expressly provides that "provisions are made for precluding extension of the stop carriage 75 from its retracted position unless the hoist 20 is in its completely lowered position." This expressly teaches away from the present claimed invention, which moves the extension frame (simultaneously with the cable) relative to the main hoist frame at any angle for the hoist frame. The described operation of the '532 patent further teaches away from the present claimed arrangement.

The unique features are set forth in both independent claims 1 and 2. The dependent claims further distinguish the present invention from the express teachings of the '532 patent. Favorable action on all the claims as currently amended is respectfully requested.

Respectfully Submitted;

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